



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB1965

Introduced 2/14/2005, by Rep. Michael J. Madigan - Barbara Flynn Currie - Kevin A. McCarthy

SYNOPSIS AS INTRODUCED:

110 ILCS 520/8

from Ch. 144, par. 658

Amends the Southern Illinois University Management Act. Makes a technical change in a Section concerning the Board of Trustees' powers and duties.

LRB094 02958 NHT 32959 b

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Southern Illinois University Management Act
5 is amended by changing Section 8 as follows:

6 (110 ILCS 520/8) (from Ch. 144, par. 658)

7 Sec. 8. Powers and Duties of the Board. ~~The~~ The Board shall
8 have power and it shall be its duty:

9 1. To make rules, regulations and by-laws, not
10 inconsistent with law, for the government and management of
11 Southern Illinois University and its branches;

12 2. To employ, and, for good cause, to remove a
13 president of Southern Illinois University, and all
14 necessary deans, professors, associate professors,
15 assistant professors, instructors, and other educational
16 and administrative assistants, and all other necessary
17 employees, and contract with them upon matters relating to
18 tenure, salaries and retirement benefits in accordance
19 with the State Universities Civil Service Act; the Board
20 shall, upon the written request of an employee of Southern
21 Illinois University, withhold from the compensation of
22 that employee any dues, payments or contributions payable
23 by such employee to any labor organization as defined in
24 the Illinois Educational Labor Relations Act. Under such
25 arrangement, an amount shall be withheld from each regular
26 payroll period which is equal to the pro rata share of the
27 annual dues plus any payments or contributions, and the
28 Board shall transmit such withholdings to the specified
29 labor organization within 10 working days from the time of
30 the withholding. Whenever the Board establishes a search
31 committee to fill the position of president of Southern
32 Illinois University, there shall be minority

1 representation, including women, on that search committee;

2 3. To prescribe the course of study to be followed, and
3 textbooks and apparatus to be used at Southern Illinois
4 University;

5 4. To issue upon the recommendation of the faculty,
6 diplomas to such persons as have satisfactorily completed
7 the required studies of Southern Illinois University, and
8 confer such professional and literary degrees as are
9 usually conferred by other institutions of like character
10 for similar or equivalent courses of study, or such as the
11 Board may deem appropriate;

12 5. To examine into the conditions, management, and
13 administration of Southern Illinois University, to provide
14 the requisite buildings, apparatus, equipment and
15 auxiliary enterprises, and to fix and collect
16 matriculation fees; tuition fees; fees for student
17 activities; fees for student facilities such as student
18 union buildings or field houses or stadium or other
19 recreational facilities; student welfare fees; laboratory
20 fees and similar fees for supplies and material;

21 6. To succeed to and to administer all trusts, trust
22 property, and gifts now or hereafter belonging or
23 pertaining to Southern Illinois University;

24 7. To accept endowments of professorships or
25 departments in the University from any person who may
26 proffer them and, at regular meetings, to prescribe rules
27 and regulations in relation to endowments and declare on
28 what general principles they may be accepted;

29 8. To enter into contracts with the Federal government
30 for providing courses of instruction and other services at
31 Southern Illinois University for persons serving in or with
32 the military or naval forces of the United States, and to
33 provide such courses of instruction and other services;

34 9. To provide for the receipt and expenditures of
35 Federal funds, paid to the Southern Illinois University by
36 the Federal government for instruction and other services

1 for persons serving in or with the military or naval forces
2 of the United States and to provide for audits of such
3 funds;

4 10. To appoint, subject to the applicable civil service
5 law, persons to be members of the Southern Illinois
6 University Police Department. Members of the Police
7 Department shall be conservators of the peace and as such
8 have all powers possessed by policemen in cities, and
9 sheriffs, including the power to make arrests on view or
10 warrants of violations of state statutes, university rules
11 and regulations and city or county ordinances, except that
12 they may exercise such powers only within counties wherein
13 the university and any of its branches or properties are
14 located when such is required for the protection of
15 university properties and interests, and its students and
16 personnel, and otherwise, within such counties, when
17 requested by appropriate State or local law enforcement
18 officials. However, such officers shall have no power to
19 serve and execute civil processes.

20 The Board must authorize to each member of the Southern
21 Illinois University Police Department and to any other
22 employee of Southern Illinois University exercising the
23 powers of a peace officer a distinct badge that, on its
24 face, (i) clearly states that the badge is authorized by
25 Southern Illinois University and (ii) contains a unique
26 identifying number. No other badge shall be authorized by
27 Southern Illinois University.

28 11. To administer a plan or plans established by the
29 clinical faculty of the School of Medicine for the billing,
30 collection and disbursement of charges made by individual
31 faculty members for professional services performed by
32 them in the course of or in support of their academic
33 responsibilities, provided that such plan has been first
34 approved by Board action. All such collections shall be
35 deposited into a special fund or funds administered by the
36 Board from which disbursements may be made according to the

1 provisions of said plan. The reasonable costs incurred, by
2 the University, administering the billing, collection and
3 disbursement provisions of a plan shall have first priority
4 for payment before distribution or disbursement for any
5 other purpose. Charges established pursuant to this plan
6 must be itemized in any billing and any amounts collected
7 which are not used to off-set the cost of operating or
8 maintaining the activity which generated the funds
9 collected, must be accounted for separately. This
10 accounting must clearly show the use and application made
11 of the funds and the Board shall report such accountings
12 for the previous fiscal year to the Legislative Audit
13 Commission annually by December 31 of each fiscal year.

14 The Board of Trustees may own, operate, or govern, by
15 or through the School of Medicine, a managed care community
16 network established under subsection (b) of Section 5-11 of
17 the Illinois Public Aid Code.

18 12. The Board of Trustees may, directly or in
19 cooperation with other institutions of higher education,
20 acquire by purchase or lease or otherwise, and construct,
21 enlarge, improve, equip, complete, operate, control and
22 manage medical research and high technology parks,
23 together with the necessary lands, buildings, facilities,
24 equipment, and personal property therefor, to encourage
25 and facilitate (a) the location and development of business
26 and industry in the State of Illinois, and (b) the
27 increased application and development of technology and
28 (c) the improvement and development of the State's economy.
29 The Board of Trustees may lease to nonprofit corporations
30 all or any part of the land, buildings, facilities,
31 equipment or other property included in a medical research
32 and high technology park upon such terms and conditions as
33 the Board of Trustees may deem advisable and enter into any
34 contract or agreement with such nonprofit corporations as
35 may be necessary or suitable for the construction,
36 financing, operation and maintenance and management of any

1 such park; and may lease to any person, firm, partnership
2 or corporation, either public or private, any part or all
3 of the land, building, facilities, equipment or other
4 property of such park for such purposes and upon such
5 rentals, terms and conditions as the Board of Trustees may
6 deem advisable; and may finance all or part of the cost of
7 any such park, including the purchase, lease,
8 construction, reconstruction, improvement, remodeling,
9 addition to, and extension and maintenance of all or part
10 of such high technology park, and all equipment and
11 furnishings, by legislative appropriations, government
12 grants, contracts, private gifts, loans, receipts from the
13 operation of such high technology park, rentals and similar
14 receipts; and may make its other facilities and services
15 available to tenants or other occupants of any such park at
16 rates which are reasonable and appropriate.

17 The powers of the Board as herein designated are subject to
18 the Board of Higher Education Act.

19 (Source: P.A. 91-883, eff. 1-1-01; 92-370, eff. 8-15-01.)